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1713

PTO/SB/30 (5/2000)

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Request for Continued Examination (RCE) Transmittal

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.

See the American Inventors Protection Act of 1999 (AIPA).

Application No.	09/787,501
Filing Date	03/16/01
First Named Inventor	Rodway
Group Art Unit	1773
Examiner Name	Kevin R. Krueer
Attorney Docket Number	RK590-US1

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. & 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☒ Other NON-ENTRY of unentered amendments is requested
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Request for extension

2. Miscellaneous

- a. ☒ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of 3 months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required).
- b. ☐ Other _____

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 18-0560.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) 770.00
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 310.00
- iii. ☒ Other Suspension of action for 3 months under 37 C.F.R. 1.17(1) 130.00
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by Credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Marguerite E. Gerstner

Registration No. (Attorney/Agent) 32,695

Signature *Marguerite E. Gerstner*

Date March 22, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type) Marguerite E. Gerstner

Signature *Marguerite E. Gerstner*

Date March 22, 2004

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01 FC:1801 770.00 DA
02 FC:1252 310.00 DA
03 FC:1460 130.00 DA